

DIONEX CORPORATION, a Delaware Corporation,)	
)	
Plaintiff,)	
)	Civil Action No. C03-1788 SBA
v.)	
)	STIPULATION AND ORDER
ALLTECH ASSOCIATES, INC., an Illinois Corporation,)	
)	Honorable Sandra B. Armstrong
Defendant.)	
)	
)	
)	
)	

THEREFORE, THE PARTIES HEREBY STIPULATE AND AGREE, through their counsel of record, that:

Stipulation and [Proposed] Order
Civil Action No. C03-1788 SBA

2. The parties do not accept, admit, or waive any issue, matter, or position raised in or relating to these above-captioned actions.

3. Each Party shall bear its own attorneys' fees and costs of suit.

4. This court shall retain jurisdiction subject to the condition that any motions filed relating to settlement can be referred to a magistrate for disposition. Pursuant to Fed. R. Civ. P. 73(b), the parties consent that all proceedings concerning the enforcement of the parties' settlement shall be conducted before a Magistrate Judge designated by the Court.

Dated: October 7, 2005

DORSEY & WHITNEY LLP

By: _____/s/
David J. Brezner
Attorneys for Dionex

Dated: October 7, 2005

BRINKS HOFER GILSON & LIONE

By: _____/s/
Ralph J. Gabric
Attorneys for Alltech

ORDER

IT IS SO ORDERED this 11th day of October, 2005.


Saundra B. Armstrong
United States District Judge